

**Representative Jennifer Dailey-Provost** proposes the following substitute bill:

**CRIMINAL CODE CHANGES IMPACT STATEMENT**

2020 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jennifer Dailey-Provost**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill authorizes the creation of Criminal Code Changes Impact Statements.

**Highlighted Provisions:**

This bill:

- ▶ requires the Utah Sentencing Commission to create Criminal Code Changes Impact Statement upon request from a legislator;
- ▶ requires that impact statement include an estimate of how criminal justice-related legislation may impact certain demographics of the population; and
- ▶ provides that may only be released to the legislator who requested it.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

**63M-7-407**, Utah Code Annotated 1953

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*Be it enacted by the Legislature of the state of Utah:*



26 Section 1. Section **63M-7-407** is enacted to read:

27 **63M-7-407. Criminal Code Changes Impact Statement.**

28 (1) Upon request by a member of the Legislature, a Criminal Code Changes Impact  
29 Statement shall be prepared by the commission with respect to certain bills and amendments  
30 that could, if passed, increase or decrease the number of criminal convictions or the inmate  
31 population of juvenile detention facilities or correctional facilities in this state.

32 (2) When a request is made pursuant to Subsection (1), the commission shall prepare a  
33 Criminal Code Changes Impact Statement:

34 (a) within two business days of receipt if the request is made while the Legislature is in  
35 session; or

36 (b) within 10 business days of receipt if the request is made while the Legislature is not  
37 in session.

38 (3) The Criminal Code Changes Impact Statement shall include:

39 (a) the estimated number of criminal cases or juvenile court adjudications per year that  
40 the legislation may affect; and

41 (b) an estimate of how the proposed legislation would change the following  
42 demographics of the criminal offender or juvenile detention population:

43 (i) race;

44 (ii) ethnicity;

45 (iii) sex;

46 (iv) age;

47 (v) sexual orientation;

48 (vi) gender identity; and

49 (vii) disability.

50 (4) If the commission does not have ready access to the demographic information  
51 required for the report, the commission shall indicate on the report:

52 (a) which demographic population lacks sufficient data; and

53 (b) why the commission does not have access to sufficient data regarding that  
54 demographic population.

55 (5) The Criminal Code Changes Impact Statement is not a public document and may  
56 only be provided to the legislator who requested it.

